SEVENTEENTH
ANNUAL REPORT

1990
(Fiscal Year ended June 30th)

91-04346/

The Law Foundation of Saskatchewan
Regina, SASK.

THE LAW FOUNDATION

REPORT OF THE LAW FOUNDATION OF SASKATCHEWAN FOR THE FISCAL YEAR ENDING 30TH JUNE 1990 TO THE HONOURABLE MINISTER OF JUSTICE OF SASKATCHEWAN PURSUANT TO SECTION 79 OF THE LEGAL PROFESSION ACT R.S.S. 1990 AND AMENDMENTS THERETO

I am pleased to file with you the attached Financial Statements of the Law Foundation for the fiscal year ending June 30th, 1990 as audited by Deloitte, Touche, Chartered Accountants, being the firm appointed for that purpose by the Benchers of the Law Society of Saskatchewan pursuant to Section 76(7) of the Legal Profession Act and also to provide you, on behalf of the Board of the Law Foundation, with our 17th annual report on the activities of the Foundation for the year.

The Foundation received income of $2,661,000 from mixed trust accounts in 1989/90, an increase of $542,000 over 1988/89 income of $2,119,000; the increase was due to a higher prime rate during 1989/90.

During the fiscal period ended June 30, 1990, the Foundation paid out $2,418,329 in grants for the year. Grants authorized and unpaid at the end of the year totaled $765,348 (Schedule "I"). The reserve account was increased to $3,200,000 and the unallocated revenue balance was $18,537. The day to day operations of the Foundation are handled by the Secretary, Mr. H. Robert Arscott, F.C.A., of the firm Arscott & Partners, C.A.'s, Regina.

During the fiscal period ending June 30, 1990 the Foundation authorized the following grants:

*	Law Libraries	$ 602,245
*	Public Legal Education	320,000
*	Law Reform Commission	110,000
*	Continuing Legal Education	110,000
*	College of Law - Endowment Fund	100,000
	Gender Discrimination	40,000
	Elizabeth Fry Society	30,000
	Native Law Centre - Research Position	27,000
*	Western Judicial Centre	25,920
	Saskatchewan Statutes Index	20,000
*	Canadian Law Information Council	17,350
*	Law Society - Referral Service	15,000
	Canadian Bar Association - Law Line	12,000
*	Canadian Bar Review - /88 & /89	11,355
*	Saskatchewan Elocution & Debate Workshop & /89 Grant	7,400
*	Saskatoon Sexual Assault Centre	7,000
	Canadian Bar Association - Law Day	5,000
	University of Calgary Conference	3,750
		$1,464,020

Those grants marked with an asterisk (*) are ongoing commitments of the Foundation.

The members at their June 1990 meeting considered a capital grant of $489,500 to the Legal Aid Commission of Saskatchewan to assist it to upgrade and automate its computer equipment and software throughout its various offices in Saskatchewan. The grant was approved in principle at the October meeting, subject to a cost assessment by an independant consultant of the Foundation.

The Law Foundation was approached on October 19th, 1988 with a request to assist with the endowment of a new Chair at the College of Law, University of Saskatchewan. The cost to endow such chair was determined to be $1,200,000 and after negotiation with the University of Saskatchewan it was agreed in March of 1989 that the Foundation would provide $800,000 towards the cost of such endowment and the University of Saskatchewan would provide the remaining $400,000. The Chair so endowed is known as the Law Foundation of Saskatchewan Chair and its incumbent, the Law Foundation of Saskatchewan Professor. The terms of reference for the new Chair stipulates that its incumbent will be an accomplished legal scholar or a leading figure with a background in law and an established interest in scholarly investigation and practice relating to issues in law and legal policy. In July 1990 Mr. Alan Blakeney, former Premier of the Province of Saskatchewan, Rhodes Scholar and a graduate of Oxford University, was appointed as the first occupant of the Chair at the College of Law, University of Saskatchewan. Mr. Blakeney occupied the Bora Laskin Chair in Public Law, Osgoode Hall, York University, for the previous two years.

The Foundation Board met four times during the year. Two of its members attended the annual meeting of the Canadian Law Foundations held in conjunction with the Canadian Bar Association annual meeting in London, England, in September, 1990. The annual meeting of the Law Foundations concerns itself with projects of a national nature and other matters of mutual interest. Representatives of the Saskatchewan Law Foundation again emphasized the importance of the Native Law Centre at the University of Saskatchewan and requested the continued support of other Canadian Law Foundations for this worthy project. The annual meeting considered the need for a special meeting to discuss the spiralling costs of Libraries which could directly affect the future funding of the Foundations and it was agreed such a special meeting should be held in 1991.

The Foundation has a continuing and ongoing concern with respect to its ability to provide funding for those projects for which it provides core funding. At a planning session held by the Foundation in August of 1986, in order to safeguard such core funding the reserve account of the Foundation was increased to $1,250,000. Since that date the reserve account has increased to $3,200,000, which amount is equivalent to one year's total income of the Foundation. It is essential for the Foundation to maintain a substantial reserve for the following reasons:

1. The Foundation's income is directly related to the prime rate and a decrease in such will result in a significant reduction of the Foundation's income.

2. With the computer capabilities now in possession of banks, more and more trust monies can be placed in individual accounts, with a consequent reduction in the Foundation's income.

3. In the event of the occurrence of either of the above and the consequent reduction in the Foundation's income, those bodies receiving core funding from the Foundation will obviously require assistance from other sources. The reserve presently established will give a lead time of approximately two years for such alternative funding to be found.

Foundation members are Mr. Donald S. McKercher, Q.C., Mr. H. Harry Dahlem, Q.C., Mr. J. Gordon Wicijowski, F.C.A., Mr. Dennis P. Ball, Q.C., Dean Peter MacKinnon, Mr. Brian A. Barrington-Foote, Q.C., Mr. Donald F. Woloshyn. Its Secretary is Mr. H. Robert Arscott, F.C.A.

ALL OF WHICH IS RESPECTFULLY SUBMITTED.

DATED at the City of Saskatoon, in the Province of Saskatchewan, this 30th day of November, A.D. 1990.

Donald S. McKercher, Q.C.
Chairman

Deloitte & Touche

Deloitte & Touche
Chartered Accountants

Suite 600
Royal Bank Building
2010 - 11th Avenue
Regina, Saskatchewan
S4P 0J3

Telephone (306) 525-9871
Telecopier (306) 525-2244

AUDITORS' REPORT

To the Members of the
Law Foundation:

We have examined the balance sheet of the Law Foundation as at June 30, 1990 and the statement of revenue, expenditures, grants and unallocated revenue for the year then ended. Our examination was made in accordance with generally accepted auditing standards, and accordingly included such tests and other procedures as we considered necessary in the circumstances.

In our opinion, these financial statements present fairly the financial position of the Law Foundation as at June 30, 1990 and the results of its operations and the changes in its financial position for the year then ended in accordance with generally accepted accounting principles applied on a basis consistent with that of the preceding year.

Deloitte + Touche

Chartered Accountants

September 11, 1990

LAW FOUNDATION

(Established Under The Legal Profession Act of Saskatchewan)

BALANCE SHEET

30th JUNE 1990

	1990	1989
ASSETS		
Cash and term deposits	$1,160,166	$1,264,050
Interest receivable from solicitors' trust accounts	489,471	286,345
Investments (par value)	2,190,000	1,880,000
Accrued interest on investments	147,248	97,779
Sundry receivable	-	914
	$3,986,885	$3,529,088
LIABILITIES		
Sundry payables	$ 3,000	$ -
Grants payable - Schedule "1" (Notes 2 & 3)	765,348	1,720,622
Reserve account (Note 1)	3,200,000	1,800,000
Unallocated revenue	18,537	8,466
	$3,986,885	$3,529,088

On behalf of the Foundation:

..... Chairman

..... Treasurer

"See Accompanying Notes to the Financial Statements."

LAW FOUNDATION

STATEMENT OF REVENUE, EXPENDITURES, GRANTS AND UNALLOCATED REVENUE

FOR THE YEAR ENDED 30th JUNE 1990

		1990		1989
REVENUE				
Interest from lawyers' mixed trust accounts		$2,660,392		$2,119,259
Interest earned on investments		315,132		246,424
Project and sundry revenue		-		890
		2,975,524		2,366,573
EXPENDITURES				
Administrative				
Foundation members				
- Office overhead	$ 9,500		$ 9,975	
- Meetings	10,969		11,051	
Office, postage, stationery and telephone	11,432		9,272	
Office of the Secretary	60,763		54,832	
Professional fees	9,734		9,377	
		102,398		94,507
EXCESS OF REVENUE OVER EXPENDITURES		2,873,126		2,272,066
GRANTS AUTHORIZED IN THE YEAR - Schedule "2" (Notes 2 & 3)		1,464,020		2,099,015
EXCESS OF REVENUE OVER EXPENDITURES AND GRANTS FOR THE YEAR		1,409,106		173,051
UNALLOCATED REVENUE, BEGINNING OF YEAR		8,466		10,415
		1,417,572		183,466
ADD (DEDUCT):				
Grants not used and recovered		965		-
Allocation to reserve account		(1,400,000)		(175,000)
UNALLOCATED REVENUE, END OF YEAR		$ 18,537		$ 8,466

"See Accompanying Notes to the Financial Statements."

LAW FOUNDATION

NOTES TO THE FINANCIAL STATEMENTS

30th JUNE 1990

1. SIGNIFICANT ACCOUNTING POLICIES

The financial statements have been prepared in accordance with generally accepted accounting principles, and reflect the following policies:

Interest

A significant portion of the revenue of the Foundation is interest on accounts of the members of the Law Society of Saskatchewan. The Foundation records such interest as revenue on the accrual basis.

Reserve Account

The members of the Foundation passed a motion at their meeting of March 1981 to create a Reserve Account from Unallocated Revenue in such amounts as may be determined from time to time. The Reserve Account is a provision against any revenue reduction in the future as protection for continuing grants.

2. GRANTS PAYABLE

	1990
Grants payable, beginning of year	$1,720,622
Add: Grants authorized - Schedule "2"	1,464,020
	3,184,642
Deduct:	
Grants paid	2,418,329
Grants not used	965
Grants payable, end of year - Schedule "1"	$ 765,348

3. FUTURE COMMITMENTS

A future commitment of $30,000 has been made in grants authorized and payable after the 30th June 1990, up to 1991, which will depend on the availability of funds in the future.

LAW FOUNDATION

SCHEDULE "1"

SCHEDULE OF GRANTS PAYABLE

30th JUNE 1990

Law Libraries - 1990	$298,695
College of Law - Library Endowment Fund	108,706
College of Law Endowment Fund	100,000
Public Legal Education	80,000
Law Reform Commission	57,640
Continuing Legal Education	54,000
Court of Appeal Rules Revision	44,307
Elizabeth Fry Society	15,000
Saskatoon Sexual Assault Centre	7,000
	$765,348

LAW FOUNDATION

SCHEDULE "2"

SCHEDULE OF GRANTS AUTHORIZED

30th JUNE 1990

Law Libraries	$ 602,245
Public Legal Education	320,000
Law Reform Commission	110,000
Continuing Legal Education	110,000
College of Law - Endowment Fund	100,000
Gender Discrimination	40,000
Elizabeth Fry Society	30,000
Native Law Centre - Research Position	27,000
Western Judicial Centre	25,920
Saskatchewan Statutes Index	20,000
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	$1,464,020